

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

XXXXXXXX,

Plaintiff(s),

Case Number: xxxxxxx

v.

Honorable John Corbett O'Meara
United States District Judge

Xxxxxxx,

Defendant(s).

_____ /

**NOTICE OF:
SCHEDULING CONFERENCE**

You are hereby notified to appear before the Honorable John Corbett O'Meara, United States District Judge for the above proceeding on:

DATE	TIME	ROOM 257
xxxxxxx	xxxxxxxxxx	Theodore Levin U.S. Courthouse 231 W. Lafayette Detroit, Michigan 48226

Attorneys are alerted to changes in Rule 26, FRCP, which went into effect on December 1, 2000.

CERTIFICATE OF MAILING

I hereby certify that a copy of this notice was served upon xxxxxxxxx on this date August 17, 2001 by ordinary mail

Date: _____

Denise Goodine, Clerk to the
Hon. John Corbett O'Meara
(313) 234-5142

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

xxxxxxx

Plaintiff(s),

Case Number: xxxxxx

v.

Honorable John Corbett O'meara
United States District Judge

xxxxxxx

Defendant(s).

SCHEDULING ORDER¹

1. **DISCOVERY** must be completed by: _____. Parties may stipulate to extend discovery only if the extensions does not interfere with other dates set forth in this order.
2. **WITNESS LIST** both lay and expert witnesses must be exchanged by: _____.
3. **DISPOSITIVE MOTIONS** must be filed by: _____.

Regarding motion practice:

- A. Parties are directed to **Local Rule 7.1**, regarding seeking concurrence. In addition, Rule 7.1 governs time and length requirements for briefs. **A party that fails to file a timely response will not be permitted to argue during oral argument.**
- B. Parties are required to support the statement of material facts with citations to pleadings, interrogatories, admissions, depositions, affidavits, or documentary exhibits. The full text of any source relied upon and not available in the reporter system or in the papers already on file must be filed as an appendix to the brief, and the appendix must contain an index.
- C. Rather than using boilerplate recitations of the summary judgment standard or string citations to well established legal principles, parties should focus their analyses on a few well chosen cases, preferably recent and from controlling courts. **If unpublished opinions or opinions published only in specialty reporters are cited, copies of these cases *must* be submitted along with the briefs.**

¹ Rule 6 (a) of the Federal Rules of Civil Procedure governs all computation of time during this litigation.

4. **STIPULATION FOR MEDIATION**, if desired, must be submitted forthwith. Referral to mediation panel will be made: _____.
Attorneys must stipulate to be bound by Michigan Court Rules regarding mediation, eg. **providing for award of attorney fees, or mediation will not be ordered.**
5. The **FINAL PRETRIAL ORDER** shall be submitted to the Court not later than: _____.
In preparing the order, parties are to review Local Rule 16.2 and comply with its provisions.
6. The **FINAL PRETRIAL CONFERENCE** shall be held: _____ at _____
Parties shall attend the final pretrial conference along with the attorneys who will try the case. Counsel shall be prepared to discuss settlement possibilities at the conference without the need of obtaining confirming authorization from their clients.
7. **XXXXX**
Estimated length of trial: _____.

The Court uses a **TRAILING TRIAL DOCKET**. This trial will be held in the trial term beginning: _____.
8. All **motions in limine** must be filed *one week* prior to the trial term. Responses to motions in limine must be filed not later than three (3) days prior to the trial term.
Untimely motions in limine and responses will not be considered.
9. At least one week prior to the trial term, counsel shall provide any requests for voir dire.
10. At the commencement of jury trials, counsel shall submit **one unified set** of proposed jury instructions (including a proposed form of verdict) containing all of the instructions to which there are no objections. Counsel shall also submit separate contested instructions, and counsel objecting to any proposed instruction shall provide citation authority for each objection. All jury instructions must be typewritten **(and on a compatible disc)** and double spaced, and they must contain citations to authority.
11. **OTHER MATTERS:**

Date: _____

John Corbett O'Meara
United States District Judge

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

XXXXXXX,

Plaintiff(s),

Case Number: xxxxxxx

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United States District Judge

XXXXXXX,

Defendant(s).

_____ /

CONSENT TO PARTICIPATE IN MEDIATION

In accordance with the provision of **Rule 53.1** of the Local Rules of the United States District Court for the Eastern District of Michigan, the parties in this case hereby voluntarily consent to participate in mediation, and agree that all portions of **Rule 53.1** of the Local Rules of the United States District Court for the Eastern District of Michigan shall apply to this mediation.

The parties further agree to be bound by the provisions of the mediation rule contained in Michigan Court **Rule 2.403** including the provisions allowing for imposition of costs and attorneys' fees as sanctions.

Dated: _____

SIGNATURE OF ATTORNEY:

DATE SIGN:

Attorney for Plaintiff(s), P#

Attorney for Plaintiff(s), P#

Attorney for Defendant(s), P#

Attorney for Defendant(s), P#
